



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/797,207  
Applicants : Ya-Fen LIN et al.  
Filed : March 9, 2004  
TC/A.U. : 2818  
Examiner : Gene Nghia AUDUONG  
Confirmation No. : 4200  
Title : **DIFFERENTIAL NON-VOLATILE CONTENT  
ADDRESSABLE MEMORY CELL AND ARRAY USING  
PHASE CHANGING RESISTOR STORAGE ELEMENTS**

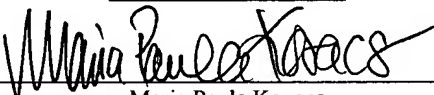
Docket No. : 2102397-992990  
Customer No. : 26379

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December 14, 2005.

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

  
\_\_\_\_\_  
Maria Paula Kovacs

**RENEWED PETITION UNDER 37 C.F.R. § 1.137(a)**

Sir:

Applicants submit this Renewed Petition under 37 C.F.R. § 1.137(a) or, alternatively, under 37 C.F.R. § 1.137(b), for revival of the above-identified application for patent.

Applicants' previous Petition was dismissed.

Applicants' application went abandoned on April 30, 2005 for failure to timely pay the issue and publication fees. However, Applicants mailed the issue and publication fees in a timely manner and to the proper address, on April 25, 2005. The United States Postal Service did not deliver Applicants' mailing, apparently inadvertently mutilating and returning it instead.

Upon learning of the abandonment, Applicants submitted a Petition to Revive on August 29, 2005, but the Petition was dismissed on the grounds that the USPTO could not determine whether the issue and publication fees bore the correct zip code. However, Applicants' mailing did indeed bear the correct zip code, and was mailed to the correct USPTO address.

In support of this Renewed Petition, Applicants hereby submit as Appendix A an improved copy of the issue fee and transmittal form as mailed on April 25, 2005, showing that their envelope bore the correct USPTO address and zip code. Both the issue fee and transmittal form were included in Applicants' previous Petition, but are included again in this Renewed Petition as requested by the USPTO. Applicants also attach the Declaration of Ronald L. Yin attesting to these facts.

As the envelope was addressed to the correct USPTO address, Applicants respectfully submit that the entire delay in submitting the issue and publication fees was unavoidable pursuant to 37 C.F.R. § 1.137(a).

**CONCLUSION**

In view of the above, it is respectfully submitted that this Petition be granted, and the application be revived.

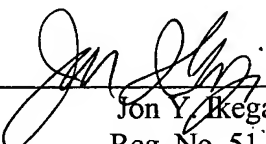
The Examiner is invited to call Applicants' attorney at the number below in order to speed the prosecution of this application.

As Applicant submits that its delay was unavoidable, and the appropriate fee under 37 C.F.R. 1.17(l) was already enclosed with Applicants' previous Petition, Applicants believe no additional fee is required. However, if any other fees are deemed necessary in connection with the filing of this petition, authorization is hereby given to charge the amount of any such fees to **Deposit Account No. 07-1896** and reference **Attorney Docket No. 351913-992990**.

Respectfully submitted,

**DLA PIPER RUDNICK GRAY CARY US LLP**

Dated: **December 14, 2005**

By:   
Jon Y. Ikegami  
Reg. No. 51,115  
Attorney for Applicants

DLA PIPER RUDNICK GRAY CARY US LLP  
2000 University Avenue  
East Palo Alto, CA 94303  
(650) 833-2104 (Direct)  
(650) 833-2000 (Main)  
(650) 833-2001 (Facsimile)  
jon.ikegami@dlapiper.com

## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with the fee(s), to: Mail

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or Fax

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1 (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

26379 7590 01/31/2005

DLA PIPER RUDNICK GRAY CARY US, LLP  
 2000 UNIVERSITY AVENUE  
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Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

Rosa A. Caviedes	(Depositor's name)
<i>Rosa A. Caviedes</i>	(Signature)
April 25, 2005	(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/797,207	03/09/2004	Ya-Fen Lin	2102397-992990	4200

TITLE OF INVENTION: DIFFERENTIAL NON-VOLATILE CONTENT ADDRESSABLE MEMORY CELL AND ARRAY USING PHASE CHANGING RESISTOR STORAGE ELEMENTS

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1400	\$300	\$1700	05/02/2005

EXAMINER	ART UNIT	CLASS-SUBCLASS
AUDUONG, GENE NGHIA	2827	365-049000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

- ☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.
- ☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively,
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

1. DLA Piper Rudnick  
Gray Cary US LLP
2. \_\_\_\_\_
3. \_\_\_\_\_

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Silicon Storage Technology, Inc.

Sunnyvale, California

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☒ Corporation or other private group entity ☐ Government

4a. The following fee(s) are enclosed:

- ☒ Issue Fee
- ☒ Publication Fee (No small entity discount permitted)
- ☒ Advance Order - # of Copies 8

4b. Payment of Fee(s):

- ☒ A check in the amount of the fee(s) is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 07-1896 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature Ronald L. Yin

Date April 25, 2005

Typed or printed name Ronald L. Yin

Registration No. 27,607

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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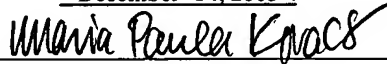
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Maria Paula Kovacs

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**STATEMENT IN SUPPORT OF RENEWED PETITION UNDER 37 C.F.R. § 1.137(a)**

I, Ronald L. Yin, declare:

1. I am an attorney registered to practice before the United States Patent and Trademark Office (USPTO), and my registration number is 27,604. I have personal knowledge of the facts stated herein and, if called as a witness, could and would competently testify thereto.
2. On April 25, 2005, I signed and instructed to be sent to the USPTO a Transmittal Form and Fee Transmittal for the above referenced matter. I also instructed to be sent to the USPTO a check for the amount of the issue fee.
3. On or about July 19, 2005, I received the forms back, stamped "NOT DELIVERABLE AS ADDRESSED" and in mutilated condition.
4. Upon learning that the above referenced application was abandoned, I instructed a

Petition to Revive to be prepared and submitted to the USPTO, including a true copy of these forms, the accompanying check, and the mailing envelope they were sent in. Although the included copy of the mailing envelope may be difficult to read, it is a true copy of the mailing envelope.

5. On or about November 18, 2005, I learned that this Petition to Revive was dismissed, apparently on the ground that the included copy of the mailing envelope was illegible.

6. Appendix A contains another true copy of this mailing envelope, lightened to more clearly show the mailing address. Although this copy is lightened, it is a true copy of the mailing envelope.

7. The address shown in Appendix A clearly indicates that the mailing envelope was sent to zip code 22313-1450, which is the correct zip code of the Commissioner for Patents.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Respectfully submitted,

**DLA PIPER RUDNICK GRAY CARY US LLP**

Dated: December 4, 2005

By: Ronald L. Yin  
Ronald L. Yin  
Reg. No. 27,604  
Attorney for Applicants

**DLA PIPER RUDNICK GRAY CARY US LLP**  
2000 University Avenue  
East Palo Alto, CA 94303  
650-833-2437 (Direct)  
650-833-2000 (Main)  
650-833-2001 (Facsimile)  
Ronald.yin@dlapiper.com

forms

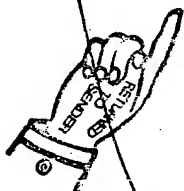
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Serial No.: 10/797-207 By: RLY:rac  
DLAPRG File No.: 2102397-992990

Title: **DIFFERENTIAL NON-VOLATILE CONTENT  
ADDRESSABLE MEMORY CELL AND ARRAY USING PHASE  
CHANGING RESISTER STORAGE ELEMENTS**

Mail Date: April 25, 2005 Due Date: May 2, 2005

The following have been received in the U.S. Patent and  
Trademark Office on the date stamped hereon:

- ☒ Transmittal Form;
- ☒ Part B – Fee(s) Transmittal (+ copy);
- ☒ Fee Transmittal for FY 2005;
- ☒ Check No. 577,367 \$1,724.00
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DLA Piper Rudnick Gray Cary US LLP

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